

ORDINANCE NO. 18-07

AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF YOUNGTOWN, ARIZONA, DECLARING THE DOCUMENT ENTITLED "RESIDENTIAL DISTRICTS WITH NEIGHBORHOOD COMMERCIAL OVERLAY DESIGN GUIDELINES DATED APRIL 19, 2018" AS A PUBLIC RECORD AND ADOPTING THE "RESIDENTIAL DISTRICTS WITH NEIGHBORHOOD COMMERCIAL OVERLAY DESIGN GUIDELINES" AS THE DESIGN GUIDELINES FOR PROPERTIES ZONED R-NC TO ALLOW PROPERTIES TO ATTRACT AND RETAIN NEIGHBORHOOD BUSINESSES IN A MANNER THAT IS COMPATIBLE WITH SURROUNDING RESIDENTIAL AREAS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY.

WHEREAS, the Mayor and Council have adopted an amendment to the Youngtown Zoning Code to permit the creation of Residential District with a Neighborhood Commercial Overlay (R-NC); and

WHEREAS, the Mayor and Council desire to establish design guidelines for properties zoned R-NC;

NOW THEREFORE, BE IT ORDAINED by the Council of the Town of Youngtown, Arizona, as follows:

Section I. In General.

1. The Residential Districts with Neighborhood Commercial Overlay Design Guidelines, as on file with the Town Clerk, are hereby declared to be a public record and one paper copy and one electronic copy are hereby ordered to remain on file with the Town Clerk.

2. The Residential Districts with Neighborhood Commercial Overlay Design Guidelines are hereby adopted by the Common Council of the Town of Youngtown for the development of R-NC properties within the Town.

Section II. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference are hereby repealed.

Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or any part of the Code adopted herein by reference is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.


PASSED AND ADOPTED by the Common Council of the Town of Youngtown, Arizona, this 19th day of April, 2018, by the following vote:

AYES: 7

NAYES: 0 ABSENT: _____


EXCUSED: _____ ABSTAINED: _____

APPROVED this 19th day of April, 2018.




Michael E. LeVault, Mayor

ATTEST:



Mary Reynolds, Town Clerk

APPROVED AS TO FORM:



Gust Rosenfeld, P.L.C.
Town Attorneys
By Trish Stuhan

I, MARY REYNOLDS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 18-07 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF YOUNGTOWN ON THE 19TH DAY OF APRIL, 2018, WAS POSTED IN THREE PLACES ON THE 20TH DAY OF APRIL, 2018.



Mary Reynolds, Town Clerk